



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No : **10/669,457**
Applicant : **Gilman**
Filed : **September 25, 2003**
Title : **Refrigerator Shelf Retainer Assembly**

TC/A.U. : **3637**
Examiner : **T. M. Ayres**

Docket No. : **GIL001-101**
Customer No.: **27238**

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In a Statement of Reasons For Allowance issued in connection with the above-identified U.S. patent application, the Examiner indicated that certain novelty of the Applicant's invention lies in the fact that the biasing element does not require a track and that any combination of Geisler in view of Nickerson would a track along the front wall in order for the biasing element to function. Based on the claim language, it is submitted that this statement could be misleading. Instead, the Applicant submits that record is



PATENT

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For: Refrigerator Shelf Retainer Assembly

**COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450**

Sir:

The below identified communication(s) or document(s) is(are) submitted in the above application or proceeding:

Advance Order for Patent Copies: Issue Fee Transmittal

Priority Document Check in the Amount of \$1,700.00

Formal Drawings (sheets) Change of Correspondence Address

Comments on Reasons For Allowance Fee Address Indication

Please debit or credit **Deposit Account Number 04-1075** for any deficiency or surplus in connection with this communication. A duplicate copy of this sheet is provided for use by the Deposit Account Branch.

Respectfully submitted,

Everett G. Diederiks, Jr.
Attorney for Applicant
Registration Number: 33,323

Date: April 30, 2007

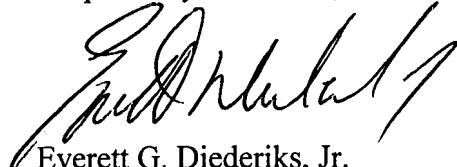
Comments on Reasons For Allowance

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clear on the points of novelty of the claims which is based on the structure of the shelving unit in combination with the divider element and biasing or spring member as required by claims 1, 3, 5 and 19.

Respectfully submitted,



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Date: April 30, 2007

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